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Captain James Bowen,[7] U. S. Geodetic Survey, married Ellen Carter, daughter of Charles Bruce, of "Staunton Hill," Halifax county; (2) John Roy, Jr.,[7] of Chattanooga, Tenn.; (3) Maria Roy.[7]

12. DR. GEORGE D.[5] BAYLOR, born 1789, died April 18, 1848, married Eliza Lewis, daughter of John Fox, Gloucester county, and had issue: 27. John Norton;[6] 28. Ellen Augusta;[6] 29. Frances Courtney;[6] 30. Warner Lewis;[6] 31. Julia Ann;[6] 32. Thomas Wiltshire;[6] 33. Louisa Henrietta,[6] 34. Alexander Galt;[6] 35. George R.[6]

8. ROBERT[4] BAYLOR, married Mrs. Gwynne, of Gwynne's Island.

22. ROBERT EMMETT BLEDSOE[5] BAYLOR, born in Lincoln county, Ky., May 10, 1793, died at Gay Hill, Texas, January 6, 1874. He served in the War of 1812, under Colonel Boswell, and was in the fight near Fort Meigs. In 1819 he was elected to the Kentucky Legislature, and in the following year removed to Alabama, where he became a prominent lawyer, and was member of Congress from that State 1829-31. During the Creek wars he commanded a regiment of Alabama volunteers and rendered efficient service. He afterwards, in 1839, removed to Texas, and was immediately elected a Judge of the Supreme Court of that State, and was a member of the Convention which framed the Constitution. Later he was chosen a district judge, and held that office for twenty-five years. Baylor University, to which he made gifts of land and money, was named after him, as was Baylor county, Texas. He was the father of Brigadier-General J. R. Baylor, C. S. A.

Additions and corrections to this genealogy are requested. We also desire accounts of the Baylors of Essex and King and Queen.

In future numbers of the Magazine copies of letters written by members of the Baylor family during the Colonial period will be printed.

THE WITHERS FAMILY.

OF STAFFORD, FAUQUIER, &C.

It is hardly possible that at present a full genealogy of this family can be prepared; but much data illustrating its history has been collected, which it is proposed to present, together with such deductions as may be made from them.

An act passed by the General Assembly of Virginia in May, 1758 (*Hening, VI*, 513), gives a clew to the English home of the family. It recites that John Withers, deceased, formerly of the county of Stafford, Virginia, was in his lifetime seised in fee, amongst other lands, a tract in the parish of St. Paul in that county, containing about 533 acres, and called Chotank; and by his will dated August 29, 1698, devised the same to his daughter Sarah Withers, for her life, and after her decease, to his cousin William Withers, and his heirs male, and for default of such issue, to Mr. Thomas Withers, of Lancaster, in Great Britain, and his heirs male, and for default of such issue, to any one proving themselves to be of

the name Withers. And the said Wm. Withers, named, died in the Colony soon after the said testator, never having been married, and the said Thos. Withers died in England, leaving issue: Edmund Withers, his eldest son, who also died in England, leaving his brother William Withers, his heir; and the said William Withers also died in England, leaving issue: Thomas Withers, his eldest son and heir, who died in England, leaving issue: William Withers, his eldest son and heir. And the said Sarah Withers, daughter of the testator, John Withers, married Christopher Conway, and by deeds dated June 12th and 13th, 1727, conveyed said land to Augustine Washington, who bequeathed it to his son Samuel Washington. Disputes having arisen between William Withers and Samuel Washington, this act was passed vesting the land in Samuel Washington, on condition that he paid to William Withers six hundred pounds current money of Virginia. There is recorded in Stafford a deed dated August 30, 1756, from William Withers, of Williamsburg, gent., to Samuel Washington, relinquishing his claim to the land, as heir male of Captain John Withers.

It would seem from the act that this branch of the family and probably all of the name in Stafford, were from Lancaster, England. William Withers, the last named in the act, was ancestor of the family of Withers resident near Petersburg, Virginia.

It would appear from the terms of this act and from various deeds to be noticed hereafter, that John Withers had no son. The almost entire destruction of the early records of Stafford, make it impossible to learn much in regard to the immigrant members of the family; but it is evident that there were in the county (contemporary with John Withers), two persons named William Withers, both probably relatives.

John Withers, the testator named in the act, is called, in the Stafford records, Captain John Withers, and appears to have been a man of property and standing. He married Frances, widow of Francis Dade, daughter of Col. Robert Townshend, of Stafford co., and granddaughter of Richard Townshend, member of the Virginia Council (*Hayden's Virginia Genealogies*, p. 731, &c.) After the death of Captain Withers she married Rice Hooe, of Stafford. There is recorded in Stafford a deed dated Sept. 8, 1699, from Frances Withers, relict of Captain John Withers, and now about to marry Mr. Rice Hooe, of Stafford, conveying negroes and other personal property to her sons Robert, Francis, and Cadwallader Dade. In the same county is a deed from Rice Hooe, and Frances his wife, dated September 20, 1699, releasing to William Withers 400 acres in Stafford, called Hollowing Point, which John Withers, deceased, gave to said William Withers. Also a deed dated February 19, 1699-1700, from Rice Hooe, who married Francis, relict of Captain John Withers, releasing to Captain Richard Fosaker [who was a Burgess for Stafford in 1703] who married the daughter and executrix of said Captain John Withers, all claims he might have, as marrying the

relict of said John Withers, or any sum or sums of money in England or the Colony. The said Francis was entitled to one-third of the money in England, and this had been received by said Rice Hooe.

There is a deed dated Stafford, December 6, 1699, from William Withers of that county, conveying to John Simpson, of Acquia, 200 acres near Ltttle Hunting Creek, Stafford, part of a dividend of 2,400 acres. Also a deed dated December 6, 1699, from William Withers, of Stafford, conveying 300 acres, part of 500 acres patented by Captain John Withers and purchased from him by William Withers, father of William Withers, party to the deed. Mary, wife of the last named William Withers, relinquishes her interest.

The will of William Withers, the last named, was dated May 8, 1703, and proved in Stafford, August 11, 1703. He gives all of his lands to his son John, and divides his personal estate between his wife Mary and son John.

The following entries from an old Withers family Bible (for which we are indebted to a lady of Lexington, Kentucky), give some of the descendants of James and Elizabeth Withers, of Stafford county. It appears from the register of Overwharton parish, Stafford, that James Withers died June 6, 1746, in his sixty-sixth year, it is probable that he was son of John Withers, and grandson of William Withers, whose will has just been noticed.

The Bible record is as follows:

Copy of record in old family Bible once owned by Benjamin Withers, and now in possession of one of his grandchildren. This Bible was printed in London, by John Basket, printer to the King, in the year 1715.

BIRTHS—FAMILY OF JAMES AND ELIZABETH WITHERS.

Elizabeth Withers, the Daftor of James and Elizabeth Withers, born ye 23rd December, 1701 [date dim].

Thomas Withers, born ye 21st December, 1707.

Ursly Withers, born ye 20th September, 1709.

Mary and Martha, born ye 29th ——, 1711.

John Withers, Born ye 29th Jan'y, 1713-14.

Koons and Bridgott, born ye 29th Jan'y, 1715-16.

James Withers, born ye 11th February, 1716-17.

Irvine, born, Cristened, Anne Sophia, not cristened, ye 20th June, 1718 [very indistinct].

Brideot, [?] Withers, born ye 20th July, 1720.

Ann Withers, born ye 2nd October, 1722.

Thomas Withers, born ye 15th February, 1723-4.

William Withers, born ye 25th April, 1726.

Koons Withers, born ye 13th February, 1727-8.

DEATHS.

Mr. James Withers, departed this life, June 6, 1746.
Elisa Withers, departed this life, 26 July, 1749 [date dim.]

BIRTHS—FAMILY OF JOHN AND HANNAH WITHERS.

James, the son of John Withers and Hannah his wife was born the 29th of August, 1736.
John, the next son was born the 15th of December, 1738.
Elisabeth, the 3rd Child, was born the 28th of Feb'ry, 1741–2.
Margaret, the 4th Child, born the 3rd Feb'ry, 1742–3.
Mary, the 5th Child was born the 23rd Jan'ry, 1744–5.
William, the 6th Child was born the 21st March, 1746–7.
Thomas, the 7th Child was born the 15th Jan'ry, 1748–9.
Ursula, Daughter of John Withers, was born the 24th day of December, 1750.
George Withers, the son of John Withers, was born the 2nd day of Feb'ry, 1753.
Hannah the 10th Child, born ye 8th September, 1754.
Ann, was born 9 November, 1756.
Sarah Withers, born ye 22nd April, 1759.
Benjamin Withers, was born October 8, 1762.

DEATHS.

Elisabeth Withers, departed this life 26th July, 1798.
John Withers, son of James Withers and Elisabeth his wife, departed this life the 25th of October, 1794.
Hannah Withers, wife of John Withers, Departed this life the 16th of July, 1801.
Benjamin Withers, son of John and Hannah Withers, married Anne Markham. They had three children:
George M. Withers [date of birth not recorded].
Alice Withers, " " " " "
William Allen Withers, born 2d of September, 1798.

DEATHS.

Benjamin Withers, son of John and Hannah Withers, departed this life October 14, 1830.
George M. Withers, son of Benjamin and Anne Markham Withers, departed this life 22nd June, 1875.

This is not taken from the Old Bible:

William Allen Withers, son of Benjamin and Anne Markham Withers, was married to Eliza Perrin in 1822. They had three children:
William Temple Withers, born January 8th, 1825.
James S. Withers, born ——— ——, 1830.

Jane Withers, born ——— —— 1842, (no children).

DEATHS.

William Allen Withers was killed in a battle at Jackson, Mississippi, in 1863, while acting as a volunteer aide on Gen'l Loring's staff.

Eliza Perrin Withers died July 29th, 1848.

William Temple Withers married Martha Sharkey in 1850, at Grand Gulf, Mississippi. They had ten children, nine of whom are now living:

Ida Withers, married to Albert M. Harrison, of Lexington, Ky.

Sallie S. Withers.

Alice Withers, married to James P. Headley, of Lexington, Ky.

Robert Sharkey Withers.

Martha S. Withers, married to Charles W. Moore, of Lexington, Ky.

Anne Markham Withers.

William Temple Withers.

Fannie A. Withers, married to T. Carl Ashbrook, of Paris, Ky.

Mary Stamps Withers, married to H. S. Brooker, of Orange Co., Fla.

DEATHS.

William Temple Withers died at Lexington, Ky., June 16th, 1889.

James S. Withers is a successful banker, and an honored and beloved citizen of Cynthiana, Ky. He married Kitty Remington, and they have three living children.

Ida Withers, married to Joseph Davis, of Paris, Ky.

Elizabeth Withers, married to Bailey Berry, of Cynthiana, Ky.

Rodney Withers.

(TO BE CONTINUED.)

THE PAYNE FAMILY OF GOOCHLAND, &c.

As in the case of the Withers family and of many other well known Virginia names, no genealogy of this family of Payne has as yet been prepared, nor is there at present material accessible; but much data has been collected, and it is hoped that with the aid of various representatives of the name, much of interest may be presented. The reliable data will be first given, and then the information afforded will be put into genealogical form.

Several brief notices of the Paynes of Goochland are in print, most of them entirely erroneous. The first of whom anything is known was George Payne, who married Mary Woodson, of Henrico county (part of which is now Goochland); about 1704. He was High Sheriff of Goochland in 1732 (*County Records*), and died in 1744. His will, dated December 3d, and proved January 15, 1744, in Goochland, names his sons, John, George and Josias, wife Mary, granddaughter Agnes Payne, and grandsons Augustine and Jesse Payne.

From the frequent intermarriages of members of this family with fam-